

CHARTER TOWNSHIP OF DELTA
Public Meeting Room A
Delta Township Administration Building
7710 West Saginaw Highway
Lansing MI 48917

**TOWNSHIP BOARD REGULAR MEETING MINUTES FOR
TUESDAY, SEPTEMBER 3, 2013**

I. CALL TO ORDER

Supervisor Kenneth Fletcher called the meeting to order at 6:00 p.m.

II. OPENING CEREMONIES – Pledge of Allegiance

III. ROLL CALL

Members Present: Trustee Doug Kosinski, Trustee Jeff Hicks, Trustee Dennis Fedewa, Treasurer Howard Pizzo, Trustee Karen Mojica, Clerk Mary Clark, and Supervisor Kenneth Fletcher.

Members Absent: None

Others Present: Sergeant Mark Wriggelsworth, Fire Chief John Clark, Deputy Fire Chief Mike Roman, Community Development Director Mark Graham, Assistant Community Development Director Gary Bozek, Dave Marquette, Attorney Gordon VanWieren, Park, Recreation and Cemeteries Director Marcus Kirkpatrick, Township Manager Richard Watkins, and Deputy Manager Jenny Roberts

IV. PRESENTATIONS AND PROCLAMATIONS –

1. Eaton County Sherriff's Department, Sgt. Mark Wriggelsworth presented information on Methamphetamine. Sergeant Wriggelsworth stated that the Meth Rig (ambulance) that was given to the Sherriff's department has been extremely helpful for the team, giving them a place to suit up, it is air conditioned, and gear is kept inside it and makes a big impact when taken into communities.

Sergeant Wriggelsworth recognized Fire Chief Clark and Deputy Fire Chief Roman for being true partners in dealing with this public safety issue.

Sergeant Wriggelsworth stated Methamphetamine is a very powerful central nervous system stimulant that has many street names and comes in liquid, powder or crystal (both powder and crystal color vary based on dyes used)

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but is most commonly used by smoking it though it can also be snorted or injected. Using Meth interferes with the function of saliva and disrupts oral hygiene. In addition it causes the user to be obsessive compulsive and continuously scratch until open sores present.

Sherriff Wriggelsworth notes that a necessary component is pseudoephedrine which found in over the counter drugs that previously were available right on the shelf and were not tracked. In 2011, Michigan had 353 Meth labs and Missouri seemingly was the epicenter with 2,058 Meth labs. The numbers reported over 2011 are not necessarily a true indicator of the overall problem.

Currently, nationwide and in Michigan, the manufacturing method is called “one pots” using a 2 liter bottle to mix the chemicals – these are extremely flammable and portable and are in houses and cars travelling on the road. The left over components and trash are often left along the roadside, causing the chemicals to leech into the watershed.

Sherriff Wriggelsworth thanked Sherriff Reich for his proactive approach to this dangerous problem. Often a one call for a Meth lab can take multiple officers and six plus hours and states that it is the biggest issue facing the criminal justice system in Eaton County from the manpower to process the Meth lab, the firefighters to address the possibility of explosion or fire, the robberies committed to support purchase or steal components as well as the meth addicts incarcerated.

Sherriff Wriggelsworth states that recently a cook was burned badly, hospitalized for weeks and returned to cooking Meth and was badly injured again ending up in the burn unit.

Sherriff Wriggelsworth stated that pseudoephedrine; a main and necessary component of Meth was recently made a prescription drug by the State of Oregon. However in 2004, it first adopted a behind the counter policy, requiring ID for purchase (except for certain except for certain liquids and gel caps) which resulted in a 41% reduction in Meth labs. In 2005, it required logging for each sale, equaling a reduction of 77% compared to the period prior to the first rule being adopted (in 2004). In 2006, Oregon required all drugs containing pseudoephedrine be obtained with a prescription, which resulted in a 97% reduction as compared to when the first rule was enacted.

Trustee Kosinski asked whether the major retailers were being cooperative regarding the access to pseudoephedrine. Sherriff Wriggelsworth stated that it is signed into law and the retailers have to comply.

Trustee Mojica asked whether the logging system was centralized so that authorities can see who is buying what and where. Sherriff Wriggelsworth

states that there is a centralized system that once 3 grams are purchased per day, and 9 grams per 30 day period, your ability to purchase is blocked at any retailer.

Trustee Fedewa asked whether this type of drug use is more individualistic in the manifestation whether due to ready availability of the components as opposed to traditional drug purchases. Sherriff Wriggelsworth agreed that because it can be made, there is no outward risk of being associated with a drug dealer.

Trustee Fedewa asked what types of outreach an education is being done in the county in regard to this issue, either stand alone or with coordination with other law enforcement agencies. Sherriff Wriggelsworth states that he speaks with civic organizations, Eaton County Substance Youth Advisory Groups, (ECSYAG) done out of the community education in Charlotte. There is also a sub groups set up to address Meth specifically regarding schools, which are in the most in touch with students.

V. SET/ADJUST AGENDA

TRUSTEE HICKS MOVED TO APPROVE THE AGENDA AS PRESENTED.
TREASURER PIZZO SUPPORTED THE MOTION. MOTION PASSED 7-0.

VI. PUBLIC HEARINGS – None

VII. COMMUNICATIONS –

2. Communication from the Gettysburg Group

VIII. PUBLIC COMMENTS FOR ITEMS NOT ON AGENDA – None

IX. INTRODUCTION OF ORDINANCES - None

X. PASSAGE OF ORDINANCES - None

XI. CONSENT AGENDA

TREASURER PIZZO MOVED THAT THE CONSENT AGENDA SUBMITTED.

TRUSTEE MOJICA SUPPORTED THE MOTION.

ROLL CALL:

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AYES: TRUSTEE FEDEWA, TREASURER PIZZO, TRUSTEE
KOSINSKI, TRUSTEE HICKS, TRUSTEE MOJICA, CLERK
CLARK, AND SUPERVISOR FLETCHER

NAYS: NONE

ABSENT: NONE

MOTION PASSED 7 - 0.

3. Bills & Financial Transactions - \$2,926,453.12

Bond/Debt Payments	
Investments	
Payroll & Related	321,713.91
Refunds	22,026.14
Tax Distributions	1,737,795.27
Vendor Claims	844,917.80
Total	\$2,926,453.12

TREASURER PIZZO MOVED THAT THE BILLS & FINANCIAL TRANSACTIONS BE
APPROVED IN THE AMOUNT OF \$3,401,890.89.

TRUSTEE MOJICA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

4. Minutes – August 12, 2013 Committee of the Whole Meeting Minutes.
August 19, 2013 Regular Board Meeting Minutes.

TREASURER PIZZO MOVED THAT THE AUGUST 19, 2013 REGULAR BOARD
MEETING MINUTES AND THE AUGUST 12, 2013 COMMITTEE OF THE WHOLE
MEETING MINUTES BE APPROVED AS PRESENTED.

TRUSTEE MOJICA SUPPORTED THE MOTION. MOTION PASSED 7-0.

XII. ITEMS REMOVED FROM CONSENT AGENDA FOR DISCUSSION – None

XIII. ITEMS ADDED TO AGENDA UNDER SECTION V. SET/ADJUST AGENDA - None

XIV. ITEMS OF BUSINESS

**5. Final Consideration for Anna's House, Mt. Hope Church Special
Land Use Permit –** The community Development Department
recommends that the Delta Township Board approve the request for a
Special Land Use permit to allow a 12-unit family residential development in

the RC Moderate Density Residential, zoning district, described in Case No. 7-13-14.

Supervisor Fletcher asked if there was any presentation regarding this SLUP. Assistant Community Development Director Bozek stated that he has provided the Staff report, documentation from the Michigan Municipal Planning Commission Meeting and a number of other attachments that pertain to this case. The parcel is 5 ¼ acres in size and the zoning ordinance requires a SLUP for attached multi-family dwellings, as well as being restricted to four units per building. The church is asking for three 4 unit buildings, for a total of 12 units across the parcel. The housing is described as benevolent housing for widows, however there is no restriction that it has to be used for that purpose – it can be used for apartments or rentals.

An extensive zoning history on this parcel as well as the entire Mt. Hope Church complex is included in the staff report. What was once proposed to contain Anna's House was a much larger development called Halas Village for which a SLUP was issued and is set to expire September 20, 2013. The church has no intent to proceed with that project – which was at an entirely different location than this proposal.

The western 2/3 of the site is largely undevelopable due to flood plains, topsoil changes and wetlands. The development will be in the eastern 1/3 of the parcel.

In review of the request, the Planning Commission determined that it met all of the development requirements in the ordinance in terms of setbacks, density and parking. Site plan review will not commence until/if the Board approves this SLUP. The applicant did provide a set of detailed plans which was not required at this time.

The Planning Commission recommended approval of the request subject to the ten stipulations outlined.

Treasurer Pizzo asked what the next step was after site plan review. Assistant Director states that it goes to the Planning Commission with construction ready drawings to be reviewed by the Township, County, State agencies as well as any other agency that is applicable. A staff report will be prepared for the Planning Commission; there will be a public meeting to review all of the relevant documents. There may or may not be conditions attached to the site review, however most conditions have to be related to regulations that the Township already has on the books. No additional conditions can be added that the Township does not have rules and regulations on. The review is a safeguard to ensure that the stipulations recommended are represented in the site plan and ensuring the residents that all rules and regulations are being

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adhered to. Assistant Director Bozek states that in staged developments, the Planning Commission wouldn't review those plans – but would have been an in-house review. Treasurer Pizzo confirmed that there may not ordinarily be a site review. Assistant Director Bozek agreed and further stated that if a staged development, the Planning Division would ensure regulations were met, upon approval, would be directed to the Building Division review for the structures and then construction could begin.

Trustee Kosinski states that a fair amount of the plans outline review with the Drain Commission and asked whether they have yet been engaged. Assistant Director Bozek stated that the Drain Commission would not be consulted by the Planning Commission until site plan review. He states that he is aware that the Gettysburg residents have tried to engage the Drain Office however, is unaware of the outcome of that.

Trustee Fedewa states that he aware of discussions between the Gettysburg Group and church representatives as well as various Township staff and that it is his understanding that those discussions have gone well. However, the restrictions appear general in nature, subject to the already existing authority. Trustee Fedewa cites for example that an agreement between parties regarding lighting unless stipulated is not enforceable. Assistant Director Bozek confirms, further elaborating that the stipulations outlined in the site plan are re-statements of the zoning ordinance and are minimum standards. If the church is agreeable to some other standard and is memorialized in the site plan approved, then they must meet adhere to it. Trustee Fedewa asked whether that would apply to other things such as landscaping. Assistant Director Bozek stated that typically there is additional landscaping required, which would be a stipulation, such as a continual coniferous screen. This stipulation has a certain amount of discretion in terms of actual plant types, which will also be reviewed for adequacy and seen by the Planning Commission as well.

Supervisor Fletcher asked if Dave Forsberg if he would like to comment on the communication received by the Township on behalf of the Gettysburg Group. Mr. Forsberg declined to speak prior to a representative from Mt. Hope Church.

Supervisor Fletcher asked if there was a representative from the church that would like to comment. There were none. Mr. Forsberg residing at 321 Harper's Way, decided to speak. Mr. Forsberg states that he has a long history of working with the Township back to 2010 prior to owning property in the neighborhood. Mr. Forsberg thanked all of the parties involved. Mr. Forsberg stated that the Gettysburg Group hopes that the church will consider as low of illumination as possible so as to limit the light cast on the neighbors in close proximity. Mr. Forsberg also stated the group would like to see the

dumpster moved nearer the existing ones. Mr. Forsberg stated the group appreciates the coniferous screen. Mr. Forsberg states the group would like to continue communications with the Mt. Hope Church throughout the rest of the process. As well as their desire to continue to work with the Drain Commission concerning standing water in one area of the property. Mr. Forsberg stated the group would like there to be a limit on the hours of outside construction. Mr. Forsberg had asked the audience members who were present from the Gettysburg Group to stand up.

Supervisor Fletcher stated that the Township has changed quite a bit over the last 30-40 years and that it is a balance between maintaining the rights of the residents and property owners who wish to develop their land within the boundaries of zoning.

Kevin Shaw a representative of the Wieland-Davco Corporation, residing at 40162 English Oak Drive, Lansing, acknowledged some audience members present as; Pastor Scott Thompson from Mt. Hope Church, Luke Stapleton the church business manager and John Harvey from C2AE who is the Civil Engineer working on the plans. Mr. Shaw thanked the Gettysburg Group for their participation. Mr. Shaw noted that multiple meetings have transpired between the church and the Gettysburg Group.

Mr. Shaw stated that this project would be more like house construction. The house is wood construction and around 3000 sq. ft. That construction will as much as possible be limited and that he saw no reason other than an occasional variance that it couldn't be done from 7am-7pm Monday through Friday.

Trustee Kosinski asked Mr. Shaw about the timeline from external work to working inside the structure. Mr. Shaw stated that it is approximately a 4-5 month project from start and be enclosed within 60 days from the start date. Mr. Shaw stated that it is likely more realistic to be a spring start. Trustee Kosinski asked about the amount of site preparation. Mr. Shaw stated that there is minimal site prep though he couldn't speak to the drainage issues. Mr. Shaw stated that the construction will follow the approved site plan and that the church would continue to work with the neighborhood group during construction.

CLERK CLARK MOTIONED TO APPROVE THE REQUEST FOR A SPECIAL LAND USE PERMIT TO ALLOW THE ESTABLISHMENT OF A 12-UNIT MULTIPLE FAMILY RESIDENTIAL DEVELOPMENT IN THE RC, MODERATE DENSITY RESIDENTIAL ZONING DISTRICT ON THE PROPERTY DESCRIBED IN CASE NO. 7-13-14, FOR THE FOLLOWING REASONS:

1. THE PROPOSED USE IS SUBSTANTIALLY COMPATIBLE WITH THE GOALS AND FUTURE LAND USE RECOMMENDATIONS OF THE DELTA TOWNSHIP COMPREHENSIVE PLAN.
2. THE PROPOSED USE IS SUBSTANTIALLY COMPATIBLE WITH THE SURROUNDING LAND USES ALREADY ESTABLISHED IN THE VICINITY OF THE SUBJECT PARCEL.
3. PUBLIC WATER, SANITARY SEWER AND STORM DRAIN SERVICES ARE IN PLACE AND ADEQUATE TO SERVE THE PROPOSED DEVELOPMENT. 4. THE USE WILL NOT INVOLVE USES, ACTIVITIES, PROCESSES, MATERIALS, AND EQUIPMENT OR CONDITIONS OF OPERATION THAT WILL BE DETRIMENTAL TO THE NATURAL ENVIRONMENT, PUBLIC HEALTH, SAFETY, OR WELFARE BY REASON OF EXCESSIVE PRODUCTION OF TRAFFIC, NOISE, SMOKE, ODORS, OR OTHER SUCH NUISANCES.

SUBJECT TO THE FOLLOWING STIPULATIONS:

1. THE TOTAL NUMBER OF DWELLING UNITS ON THE SUBJECT PARCEL SHALL BE LIMITED TO NO MORE THAN 12 SITUATED IN A TOTAL OF 3 BUILDINGS EACH HAVING NO MORE THAN 4 UNITS PER BUILDING.
2. A LAND DIVISION SHALL BE EXECUTED FOR THE CREATION OF THE SUBJECT PARCEL.
3. A WETLANDS DETERMINATION SHALL BE CONDUCTED AND SUBMITTED TO THE MICHIGAN DEPARTMENT OF ENVIRONMENT QUALITY (MDEQ) FOR EVALUATION AS PART OF THE SITE PLAN REVIEW PROCESS.
4. THE EXISTENCE OF SUITABLE SOILS FOR BUILDING SHALL BE VERIFIED AND/OR THE NECESSARY, ENGINEERING AND CONSTRUCTION PRACTICES IMPLEMENTED.
5. ANY FLOOD PLAIN ENCROACHMENT SHALL BE ILLUSTRATED ON THE SITE PLAN.
6. STORM DRAINAGE FACILITIES SHALL BE DESIGNED, CONSTRUCTED, AND MAINTAINED AS PER THE REQUIREMENTS OF THE EATON COUNTY DRAIN COMMISSIONER'S OFFICE, WITH SPECIAL ATTENTION GIVEN TO THE PREVENTION OF THE TRESPASS OF STORMWATER

RUNOFF ONTO NEIGHBORING PROPERTIES. DELTA TOWNSHIP BOARD FINAL CONSIDERATION OF MOUNT HOPE CHURCH'S ANNA'S HOUSE SPECIAL LAND USE PERMIT REQUEST.

7. FAILURE OF THE APPLICANT TO COMPLY WITH ANY OF THE PROVISIONS REQUIRED BY THE DELTA TOWNSHIP ZONING ORDINANCE, OR ANY STIPULATIONS REQUIRED BY THE DELTA TOWNSHIP BOARD, SHALL CONSTITUTE GROUNDS FOR TERMINATION OF THIS SPECIAL LAND USE PERMIT BY THE BOARD.
8. THE SITE PLAN FOR THE PROJECT SHALL BE RETURNED TO THE PLANNING COMMISSION FOR REVIEW AND APPROVAL.
9. THE AREA OF THE SITE EXTENDING BETWEEN WESTERN EDGE OF THE EXISTING DRIVEWAY AND THE WESTERNMOST POINT OF THE SITE ALONG MICHIGAN AVENUE SHALL BE A "NO DISTURB ZONE". SAID ZONE SHALL BE MAINTAINED IN ITS NATURAL STATE AND MAY NOT BE DEVELOPED IN ANY MANNER, EXCEPT AS NECESSARY FOR CONNECTING TO, INFRASTRUCTURE.
10. A CONIFEROUS SCREEN SHALL BE PLANTED AND MAINTAINED ALONG THE WESTERN AND SOUTHERN EDGES OF THE PARKING LOT AND AROUND THE DUMPSTER PAD."

Trustee Hicks asked whether the stipulations set forth aren't already aren't a part of the ordinance already. Assistant Director Bozek stated that he believes the Planning Commission restated the stipulations to assure the residents that those issues had been addressed. Trustee Hicks questioned the inclusion regarding wetlands, specifically if they weren't regulated, why are they included. Assistant Director Bozek stated that there appear to be wetlands on the parcel and the current plan is vaguely positioned the parcel on the wetland map marked as an area that may be regulated.

Trustee Hicks asked John Harvey of C2AE whether the wetlands evaluation would have to be completed in any event. Mr. Harvey clarified that he is not a wetlands scientist but works with many. Mr. Harvey also stated there are specific criteria that would determine regulation of a wetland and that many communities require that if a wetland is showing up on the National Wetland Inventory or within close proximity that they would need to be flagged and delineated. Mr. Harvey also states to his knowledge there is no hard fast rule that requires this. Mr. Harvey extended his opinion on this site as yes there are wetlands on this parcel, however does not know whether they are

regulated – would be best left to a wetland scientist. Mr. Harvey states that the footprint that they are disturbing is upslope and well out of those wetlands.

Trustee Hicks states if the DEQ is not requiring information on the wetlands to be submitted, he doesn't believe it should be submitted. Assistant Director Bozek stated that once in site plan review, there is an environmental checklist with the question are there any wetlands on the property. When that is checked yes, information on the wetlands must be submitted. That regulated or not, information must be submitted. That there is no way for the Planning Commission to make that actual determination. However, there are wetlands within the parcel to be developed that are part of a contiguous wetland outside of the parcel area.

Mr. Forsberg re-stated the Gettysburg Groups desire to restrict publicly the construction hours. Discussion ensued and was the consensus of the Board, the Noise Ordinance as it stands serves the greater good for the most people and is unwilling to act as project managers restricting individual projects or to add a stipulation of such. That given Mr. Shaw's earlier statement that the 7am-7pm Monday through Friday with occasional hours outside of that did not seem impossible as well as his statement that Mt. Hope Church will continue to work with the Gettysburg Group in a neighborly fashion would indicate that Mt. Hope Church will act in good faith.

TRUSTEE MOJICA SUPPORTED THE MOTION.
THE MOTION PASSED 7-0.

6. Referral of Proposed Zoning Ordinance Amendments Pertaining to Definitions for Wild Animals, Livestock and Household Pets –

TREASURER PIZZO MOVED THAT THE DELTA TOWNSHIP BOARD "REFER PROPOSED ZONING ORDINANCE TEXT AMENDMENTS SUBMITTED BY NICOLE SHUILING PERTAINING TO WILD ANIMALS, LIVESTOCK AND HOUSHOLD PETS IN SECTIONS 2.2.0 AND 3.17.0 OF THE DELTA TOWNSHIP ZONING ORDINANCE, AND DESCRIBED IN CASE NO. 8-13-16; TO THE PLANNING COMMISSION FOR THE PURPOSES OF HOLDING A PUBLIC HEARING AND SUBMITTING A RECOMMENDATION TO THE TOWNSHIP BOARD."

TRUSTEE HICKS SUPPORTED THE MOTION.
THE MOTION PASSED 7-0.

7. Planning Commission Transmittal of the 2014-2019 Capital Improvements Program.

TRUSTEE HICKS MOVED TO ACKNOWLEDGE RECEIPT OF THE 2014-2019 CAPITAL IMPROVEMENTS PROGRAM AS PREPARED AND ADOPTED BY THE DELTA TOWNSHIP PLANNING COMMISSION.

TRUSTEE MOJICA SUPPORTED THE MOTION.

Treasurer Pizzo noted the reference to Player's Club, where he and some members of the audience reside. Of particular note was the reference to the undeveloped property and the reference to it being turned into a park or returned to a golf course. Treasurer Pizzo confirmed with Township Manager Watkins that this possible plan was passed on a few years ago and could it be removed from the CIP. Manager Watkins agreed.

Treasurer Pizzo also notes that the format of the projects that are under consideration for sometime in the future seems confusing. Manager Watkins stated that the format can be examined prior to the next report.

THE MOTION PASSED 7-0.

8. Set Public Hearing to Consider a Tavern License request by Horrocks Farm Market.

TRUSTEE MOJICA MOVED THAT THE TOWNSHIP BOARD OF DELTA SET A PUBLIC HEARING FOR SEPTEMBER 16, 2013, TO CONSIDER A RESOLUTION APPROVING THE REQUEST BY HORROCKS FARM MARKET, INC. FOR A TAVERN LICENSE TO BE LOCATED AT 7420 WEST SAGINAW HIGHWAY, LANSING, MI 48917, DELTA TOWNSHIP, EATON COUNTY; AND FURTHER THAT THE TOWNSHIP CLERK SHALL ADVERTISE SAID PUBLIC HEARING.

TRUSTEE HICKS SUPPORTED THE MOTION.

Treasurer Pizzo asked what Horrocks is planning; Manager Watkins stated that they want to do beer tasting in addition to the wine tasting they do now. Trustee Kosinski asked how a Tavern License is different than a Class A liquor license. Trustee Hicks stated that a Tavern license is more restricted than a Class A liquor license.

THE MOTION PASSED 7-0.

XV. MANAGER'S REPORT

Manager Watkins stated that Fitch did reaffirm the Township's AAA bond rating and based upon Fitch's review done every two years, the Township has again retained the highest rating.

Manager Watkins noted regarding traffic calming in the prior strategic plan and did purchase a mobile speed sign and proved to be a deterrent. The Township has purchased two more such units.

Trustee Kosinski requested that one unit be placed along the Michigan Avenue extension as he has received complaints with concerns about speeding along that stretch. Manager Watkins agreed and added that he has requested that a speed study be conducted along that stretch and is unsure the status with the Eaton County Road Commission.

XVI. COMMITTEE OF THE WHOLE

9. Non-Discrimination Ordinance and Rules & Procedures for Committee, Gordon VanWieren

Mr. VanWieren stated that the proposed ordinance and rules and procedures many of the changes were made as well as some recommendation to make the language in the ordinance consistent with those contained in the rules and procedures. Those recommendations are in section 27-16. In the penalty provision there was a recommendation that the fine schedule be set by the Township Board.

Trustee Hicks noted that section 27-2, definitions, complaint review committee, the last sentence reads that “one of the five individuals should be a citizen of Delta Township and a licensed attorney” and should read a licensed attorney, striking the citizen of Delta township.

Trustee Hicks noted – under same section, that in order to be consistent with the rules and procedures document, after the word ‘collectively’ on the second line, should continue as to the extent possible should be representative of the population of Delta Township.

Trustee Hicks states that on page 10, under complaints, section 27-13, Complaints, C., 1. Where it reads Office of the Township Attorney, replace Attorney with Manager. Under item 4, line 3, rather than using language like same matter, use something like rising out of the same set of facts. Under item 6, should read refer directly to the Township Manager for review by the Township Attorney.

Trustee Hicks states on page 11, Section 27-15, item a, on the second line, the word recommend should be replaced with order.

Trustee Hicks referenced section 27-18, item c, and asked if because there is a provision providing a stay of action if there is pending litigation, is this section

stating that one is not mutually exclusive. Counsel VanWieren confirms that although there may be pending litigation, a penalty can still be assessed however, he will review it more closely.

Treasurer Pizzo asked about the timeline in terms of setting a public hearing for the ordinance. Supervisor Fletcher stated that it would first be introduced and then a motion for a public hearing to be set.

Supervisor Fletcher stated that the ordinance would be introduced September 16, 2013, with a public hearing on October 7, 2013.

10. Parks Master Plan Presentation, Director Kirkpatrick

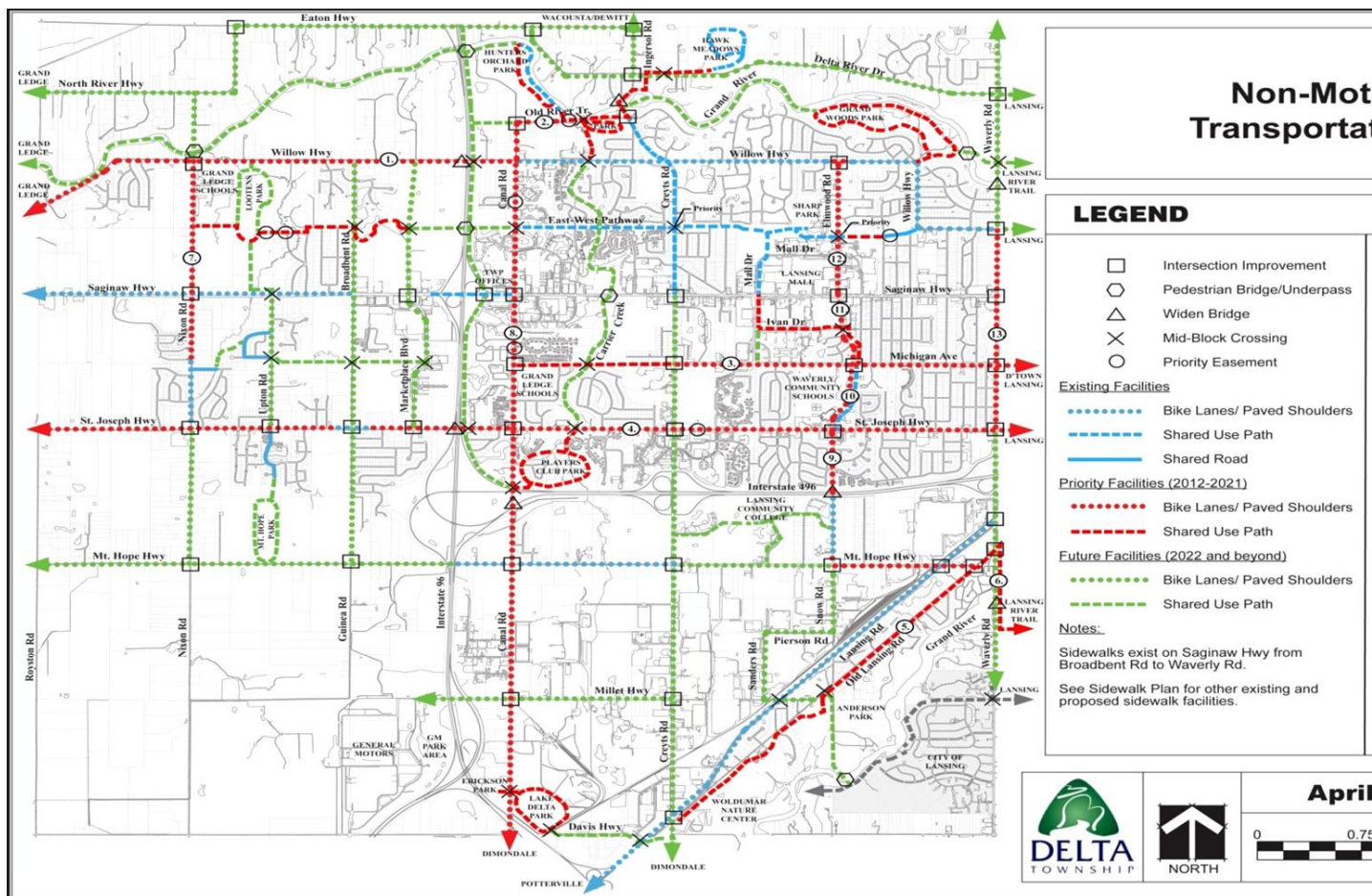
Director Kirkpatrick stated that the Parks Master Plan is through 2017. The plan overview is as follows:

Public Input Meetings
Public Opinion Survey
Review of Plan by Park Commission
Approval of Plan by Park Commission
Public Hearing on Park Plan
Adoption by Township Board
Submitted to Eaton County, TCRP, MDNR

Director Kirkpatrick stated that the Parks Master Plan outlines the following goals:

1. To Maintain Safe Parks
2. Promote and enhance the financial stability of the Delta Township park system through a variety of methods.
3. Maintain, assess, develop and preserve park lands and facilities in order to provide for the needs of present and future generations.
4. Promote the development of new recreation programs with active sports facilities and passive leisure opportunities.
5. Promote interaction, involvement and communication.

Director Kirkpatrick also stated that Non Motorized Transportation Plan (NMTP) is part of the Parks Master Plan. These plans have been prioritized short and long term.



Director Kirkpatrick stated that the Community Investment Projects (CIP)

Sidewalks & Trail Development Program - \$100,000.

- This project involves the implementation of the Township's Non-Motorized Transportation Plan, which calls for the creation of a comprehensive trail system which includes bike paths, sidewalks, hiking trails, and jogging trails to and from neighborhood, schools, parks, and commercial corridors.
- The project will allow the department to continue the development of the Township's system of trails as adopted, by the Township Board in 2005, in the Non-Motorized Transportation Plan.

Vault Type Restrooms – Hawk Meadow Park - \$25,000

- This project involves the purchase and installation of a vault type (modern style pit toilet) for Hawk Meadow.
- With the increase use of this park, this project will provide new and additional bathroom facilities for users. This addition will also eliminate the need to rent a

single portable unit. The project could be eligible for Recreation Passport Grant assistance.

Youth Athletic Field Complex & Park - \$1,300,000.

- This project involves the construction of soccer fields, ball fields, parking, and restroom facilities. This will allow youth recreation programs to operate at one location.
- The majority of the department's youth programs are currently held on school properties. There is increasing demand for our programs, which can't be accommodated by the school facilities. An expanded, centralized location will allow program growth and reduce travel time for program administrators and maintenance personnel.

Director Kirkpatrick notes that the following addresses the Parks Strategic Plan:

- To continue implementation of the Parks Master Plan.
- To prioritize funding for implementing projects in the non-motorized transportation plan.
- To continue to support community events that attracts families to the township's recreational facilities.

Director Kirkpatrick states that the following are 2014 Budget requests.

Sidewalks and Trail Development (NMTP)	\$125,000.
Hawk Meadow Restroom	\$ 25,000.
Mt. Hope Property Study	\$ 30,000.

Director Kirkpatrick stated that each of these projects directly relates to the Parks Master Plan in the following way:

The Sidewalks and Trails project (NMTP) correlates to goal #4 –which is to promote the development of new recreation programs with active sports facilities and passive leisure opportunities.

The Hawk Meadow Restroom project correlates to the Parks Master Plan in goal #3 - Maintain, assess, develop and preserve park lands and facilities in order to provide for the needs of present and future generations.

The Mt. Hope property study correlates to the Parks Master Plan in the following three areas:

- Goal 2: Promote and enhance the financial stability of the Delta Township park system through a variety of methods.

- Goal 3: Maintain, assess, develop and preserve park lands and facilities in order to provide for the needs of present and future generations.
- Goal 4: Promote the development of new recreation programs with active sports facilities and passive leisure opportunities.

Director Kirkpatrick noted that the \$30,000 vs. the \$1,300,000 is because the \$30,000 is to provide a study to determine the best use of the land as well as what our residents would like to see.

Treasurer Pizzo asked what make the Mt. Hope property study a priority over other projects. Director Kirkpatrick states that the reasons are multiple. From an athletic field standpoint, the Township is currently utilizing school property for many of its programs and are sometimes limited in the programs offered due to field availability. In some community studies, comments were made regarding family destinations – that is one facility that offers programming across multiple age groups. Supervisor Fletcher also noted that the Township Board identified the Mt. Hope property as a priority in its strategic plan.

Treasurer Pizzo asked whether the consultant study investigated the alternatives for funding such a project. Manager Watkins stated that this study would probably not be concentrated in the finance aspect. That it is geared more to be a needs assessment.

Trustee Fedewa recalled the discussion amongst the Township Board that the Mt. Hope property was one of many priorities, not as the number one priority that all agreed upon. Trustee Fedewa notes that there are other parks that are undeveloped and that perhaps this study should encompass those as well.

11. I AM DELTA Campaign, Dave Marquette

Mr. Marquette distributed “I AM DELTA” logo examples being developed to further extend the Township branding as listed in the Township Strategic Plan. Mr. Marquette noted that the different colors are provided to appeal to different consumers and gave the example of the pink “D” for the Detroit Tigers.

Supervisor Fletcher asked whether a budget has been compiled for this marketing campaign. Mr. Marquette notes that pricing is in progress and that there is not yet a developed budget. That once that process is complete, a long term plan perhaps over the next three years might be developed and through that process identify how the logo can be incorporated in the various programs, events and other marketing areas. Once that plan is developed we will have clear goals to budget for and accomplish.

Mr. Marquette requested that the Township Board consider approval of the logo tonight or provide feedback regarding ways to change it.

Clerk Clark noted that with the upcoming Community Awards, in discussion with Mr. Marquette it was thought that it would be a great way to kick off the campaign to our residents. Also of note, the EDC has talked about banner signage in their strategic plan. Clerk Clark suggested adding purple as a choice to the colored logos.

Trustee Fedewa inquired as to how “I” Am Delta was chosen over “We”. Mr. Marquette stated that the ideology was to start from an individual standpoint and move outward. He notes as an example that there are two different school districts in Delta Township and thought perhaps it would be a conversation starter as well as build a sense of community.

Trustee Hicks noted that the logo development was an in house initiative, lead by the IT department and in collaboration with other Township employees. That those involved have done a great job on the project. Manager Watkins stated he noticed the excitement of those involved in the development and believes that they have come up with a good project to build excitement amongst residents and help to build and extend a sense of community. This logo is not in replacement of the Township’s current logo, but in addition to it.

Supervisor Fletcher noted agreement amongst the Board that Mr. Marquette could move forward with the logo – allowing use for the Community Awards, and the EDC to use it for the banners. In addition, Mr. Marquette can now begin the process of developing a plan for marketing the community identity.

XVII. PUBLIC COMMENTS –

Trustee Hicks notes regarding the Sign Board of Appeals there has been ongoing frustration with the enforcement of this ordinance. That there a few major offenders and that there is currently no penalty when businesses are found to be out of compliance during non Township hours. Trustee Hicks noted that the Community Development division needs additional tools to address the problem. Potential additions might be allowing them to take the signs, perhaps an escalating penalty system. Manager Watkins notes that he will look at an interim solution, there is however plans to address this directly through the budget and the Sign Ordinance.

Clerk Clark notes that there are already tiered penalties for multiple penalties in other areas of the Township. That the businesses that following the ordinance should be rewarded through penalizing those that aren’t adhering to the ordinance.

Manager Watkins stated there is money in the budget allocated to address the sign and zoning ordinances.

Alan Niznak residing at 305 Harper's Way, noted that his father lives 233 Leland and states that there are two 10-15 foot high mounds of dirt on either side of his driveway and has been there over the whole weekend, since last Thursday. That according to the project workers, they do not have any place to put the dirt. Mr. Niznak notes that the last three houses on the street also have mounds of dirt. Mr. Niznak invited any of the Board to drive by to see the problem. Manager Watkins stated that he has been on the street and noted that there have been some problems with the contractor with whom the Township is meeting with next week. Manager Watkins noted that if the problem is not corrected that the Township will go further. Manager Watkins extended his apology and agreed that it is indeed a problem.

Trustee Hicks acknowledged that the problem was intensified with the recent rain and commended Utilities Director Morrissey and his department for reaching out to the residents affected and went above and beyond.

Trustee Hicks noted that he received a notice from the Eaton County Drain Commission that there was an upcoming public hearing on Countryside Estates because of the recent rain event and wondered Manager Watkins had any knowledge regarding this. Manager Watkins stated that he had not had direct communication with them regarding this issue but is aware that Community Development Director Graham has been in discussions with the Eaton County Road Commission who has asked Director Graham to reach out to those residents which he has been doing.

XVIII ADJOURNMENT

Supervisor Fletcher adjourned the meeting at 7:51 p.m.

CHARTER TOWNSHIP OF DELTA

KENNETH FLETCHER, SUPERVISOR

MARY CLARK, CLERK